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FCC
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Attached is an Appeal to the Federal Communications Commission for St Elizabeth School [BEN: 70985].

The purpose of this document is to appeal the Universal Service Administrative Company's decision to deny our original appeal, released June 12th, 2012. In this decision, the Universal Service Administrative Company (USAC) denied St Elizabeth School's request to waive the balance due from the Demand Payment Letter dated March 19th, 2012. The reason provided for why the appeal was denied is that the Demand Payment Letter, which is the genesis of our appeal, is not an appealable document.

Electronic Code of Federal Regulations C.F.R. 47 §1.3 states that The Commission may waive any provision of its rules for good cause shown. We will demonstrate (i) special circumstances that warrant a deviation from the general rule, and (ii) such deviation will serve the public interest.

Please let me know if you have any questions, or if there is any additional information I can provide. We greatly appreciate your consideration of our appeal. Thank you for your time, effort, patience, and continued support of St Elizabeth School.

 ON BEHALF
OF ST
ELIZABETH
SCHOOL

Stephen Weiss
312-850-4134 x107 (w)
630-430-7342 (cl)
sweiss@colemangroupconsulting.com

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**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
Request for Review by St Elizabeth School)	
Of Decision Of)	
Universal Service Administrator)	
)	
St Elizabeth School)	SLD No. 188132
Chicago, Illinois)	
)	
Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	CC Docket No. 96-45

(1) A Statement setting forth St Elizabeth School's interest in the matter presented for review.

In this matter presented for review, St Elizabeth School is the sole appellant organization. St Elizabeth School is seeking an Application for Review by the Federal Communications Commission. St Elizabeth School wishes to seek consideration of the Universal Administrative Service Company's decision to deny our original appeal, released June 12th, 2012.

(2) A full statement of relevant, material facts with supporting affidavits and documentation.

Appellant / Organization Name: St Elizabeth School
Contact Person Name: Stephen Weiss
Contact Mailing Address: 134 North LaSalle Street Suite 1400
Contact Phone Number: 312-850-4134
Contact Fax Number: 312-893-2038
Contact Email Address: sweiss@colemangroupconsulting.com

Funding Year: 2000
Date of FCDL Decision: 4/14/2000
Billed Entity Name: St Elizabeth School
Billed Entity Number: 70985
FCC Registration Number: 0006116685
Form 471 Application Number: 188132
SPIN Code: 143008533
Service Provider Name: LS International, Ltd.

FRN	Commitment Amount	Disbursed To Date	Funds to be recovered from Applicant	Funds to be recovered from Provider
395292	\$30,600.00	\$30,600.00	\$30,600.00	
396132	\$3,961.80	\$3,961.80	\$3,961.80	
396477	\$1,620.00	\$1,620.00	\$1,620.00	
396977	\$988.20	\$988.20	\$988.20	
398515	\$3,600.00	\$3,600.00	\$3,600.00	
398745	\$22,500.00	\$22,500.00	\$22,500.00	
399025	\$58,084.20	\$58,084.20	\$58,084.20	
399277	\$12,375.00	\$10,312.50		\$4,124.99
399572	\$3,600.00	\$3,600.00	\$3,600.00	
Total	\$137,329.20	\$135,266.70	\$124,954.20	\$4,124.99

On March 19th, 2012, St Elizabeth received a Demand Payment Letter for the FRN's listed above that states as follows:

- After a thorough investigation, it has been determined that the entire committed amount [of \$124,954.20] must be recovered from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of the violation, SLD will seek recovery of the entire committed amount [of \$124,954.20] which has been disbursed.

The Universal Service Administrative Company (USAC) denied St Elizabeth School's request to waive the balance due from the Demand Payment Letter¹ dated March 19th, 2012. The reason provided for why the appeal was denied is that the Demand Payment Letter, which is the genesis of our appeal, is not an appealable document².

¹ EXHIBIT 2 – Demand Payment Letter [FINAL REQUEST]; EXHIBIT 3 – Demand Payment Letter [SECOND REQUEST]

² EXHIBIT 1 – The Administrator's Decision on Appeal for the original appeal filed directly with USAC on behalf of St Elizabeth School

Electronic Code of Federal Regulations C.F.R. 47 §1.3 states that The Commission may waive any provision of its rules for good cause shown. We will demonstrate (i) special circumstances warrant a deviation from the general rule, and (ii) such deviation will serve the public interest.

(i) Special circumstances that warrant a deviation from the general rule

There are 2 sets of circumstances that warrant a deviation from the general rule:

- Hardship³ that St Elizabeth School experienced during and directly after the 2000 Funding Year
- DA 12-24 is referred to in conjunction with St Elizabeth School's Demand Payment Letter, and should not affect the outcome of St Elizabeth School's right to have their position reviewed by the Commission⁴

During the 2000 funding year, the leadership at St Elizabeth School was experiencing hardship. Major health concerns affected the principal of the school. For benevolent reasons the leadership at the school did not change, and during this time, the focus for St Elizabeth School was to get through one day at a time. After the principal passed away, layers of the administrative staff of St Elizabeth School turned over and further shifted the attention toward rebuilding the school, and (temporarily) away from focusing on their ERate funding requests. We believe St Elizabeth School deserves consideration for the hardship they experienced during this time.

St Elizabeth School's Demand Payment Letter also states the following:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24⁵ released February 22, 2012 denied the petitioner's request to review USAC's decision.

We do not believe this decision applies to St Elizabeth School because:

1. St Elizabeth School's Demand Payment Letter arrived (3/19/2012) after the deadline to file comments on DA 12-24 (2/23/2012), and St Elizabeth School had no notice or opportunity to comment or contribute to this decision.
2. This decision appears to contribute to the reason why our Demand Payment Letter is currently being categorized as a document that is not appealable.

³ In the decision for *WAIT Radio v. FCC*, 418 F.2d 1153, 1159, the Commission ruled that they may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis.

⁴ 47 C.F.R. §54.719 (c) states that any person aggrieved by an action taken by a division of the Administrator, as defined in §54.701(g), a Committee of the Board of the Administrator, as defined in §54.705, or the Board of Directors of the Administrator, as defined in §54.703, may seek review from the Federal Communications Commission, as set forth in §54.722.

⁵ *Walnut Hill Telephone Company* Request For a Review of a Decision by the Universal Service Administrative Company pursuant to Section 1.3, 32.18, 54.719 and 54.722

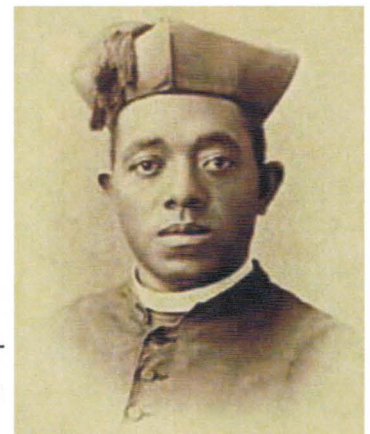


(ii) Deviation from the general rule will serve the public interest.

Every facet of the day-to-day activities of St Elizabeth is about furthering the social, spiritual, economic, and every other type of possible opportunities of individuals who are less fortunate. St Elizabeth School remains the anchor of the community since it was founded in 1881. Furthermore St Elizabeth School was founded in



part by our country's first African-American priest Fr. Augustine Tolton, and St. Katharine Drexel, who founded the Sisters of the Blessed Sacrament. St Elizabeth School is the oldest predominantly African-American Catholic educational institution in Chicago, and is truly considered the core of the African-American Catholic educational community in Chicago.

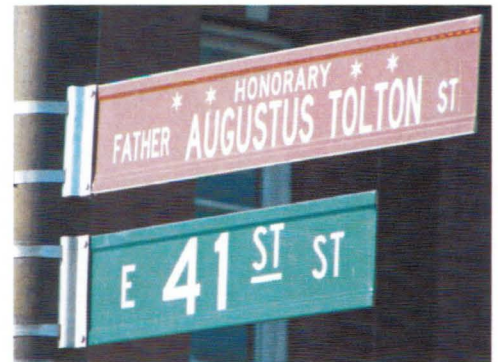


Through the parish and collaborative efforts with other groups in the community, St Elizabeth has made significant contributions in creating several organizations in Chicago:



- Neighbors Opposed to Weapons (NOW) is a group that attempts to identify potential

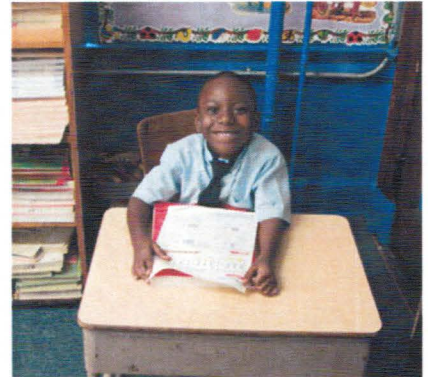
conflicts between street gangs work on peace negotiations before violence breaks out. NOW plays an integral role in making the neighborhood safe for all residents by being peace keepers, role models, and providing services that uplift the community.





- The Renaissance Collaborative (TRC) provides housing to senior citizens including supportive services for chronically homeless adults trying to move towards self-sufficiency, and people trying to move away from drugs and crime. They also support a 3 building community called Senior Village designed to support Senior Citizens raising dependents.
- Bronzeville Green (Part of TRC): A work force development agenda that features training and educational opportunities for the community by providing to landscaping services to clients. Bronzeville Green facilitates a transitional job training program to help people move toward self-sufficiency, employment and independence by providing them with an opportunity to build a job history and acquire basic job skills so they can re-enter the job market.

- St Elizabeth has one of Chicago's earliest African-American Credit Unions on-site
- The second Thursday of every month St Elizabeth's Mobile Food Pantry facilitates volunteers who organize and bag groceries from the Greater Food Depository and then help distribute them to the economically disenfranchised from the surrounding communities.
- A summer camp for the students to learn art and culture in a safe environment during the hours that the school would normally watch over them.
- Monthly Jazz Luncheons that raise funds for ongoing community renovation projects
- A Walk Through Disney - Students and teachers host an all-school spring fundraising event at a Chicago South-Side Cultural Center featuring musical selections from Disney Movies. Teachers choreograph dances to the musical selections and help design costumes. Parents create decorations for the auditorium.



St Elizabeth School has had 90+% of their students eligible for free and reduced lunches based upon NSLP guidelines every year since ERate started. Their tuition is subsidized by the Catholic Community so that families pay just over half of the actual cost to teach the students. The philosophy of St Elizabeth School is to nourish the Catholic Faith of each child, to teach the children a love of learning and academic excellence, and to support the richness of all cultures and to reverence the sacredness of all life. St Elizabeth School develops a love for learning in their students, promote cultural diversity, and foster foundational creativity in the learning community. St Elizabeth



School provides an educational framework for learning by encouraging aesthetic and athletic talents, and developing patterns and principles for moral decision making. St Elizabeth School empowers families in the community by maintaining affordable tuition rates, providing health services through Mercy Hospital, and providing before and after school programs for the students of working parents. St Elizabeth School has positively and effectively changed the lives of thousands of people for many generations.



(3) The question presented for review, with reference, where appropriate, to the relevant Federal Communications Commission rule, Commission order, or statutory provision.

On June 12th 2012, St Elizabeth School received the Universal Service Administrator's Decision on Appeal. The decision states as follows:

- After review of your letter of appeal and all pertinent documentation, it has been determined that the Demand Payment Letter dated March 19th, 2012 which was the genesis of your appeal, is not an appealable document. As a result, your appeal is being dismissed.

Electronic Code of Federal Regulations C.F.R. 47 §1.3 states that The Commission may waive any provision of its rules for good cause shown. The Commission may exercise its discretion to waive a rule where the particular facts make strict compliance inconsistent with the public interest⁶. In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of overall policy on an individual basis. Consistent with precedent⁷, we have demonstrated (i) special circumstances that warrant a deviation from the general rule, and (ii) such deviation will serve the public interest.

We have also demonstrated that the decision on DA 12-24 regarding Walnut Hill Telephone Company was completed before our Demand Payment Letter was issued, and furthermore (due to the specific reference listed in the Demand Payment Letter) appears to be preventing us from submitting an appeal to the Federal Communications Commission under 47 C.F.R. §54.719 (c).

(4) A statement of the relief sought and the relevant statutory or regulatory provision pursuant to which such relief is sought.

St Elizabeth School seeks relief from the Universal Service Administrator's decision, released June 12th, 2012. In that decision our request to Review a Demand Payment Letter was dismissed on the grounds that the Demand Payment Letter itself was not appealable.

⁶ *Northeast Cellular Telephone Co. v FCC*, 897 F.2d 1164, 11686

⁷ *NetworkIP, LLC v. FCC*, 548 F.3d 116, 125-12

St Elizabeth School is currently in a Red Light Status due to the Demand Payment Letters in the amount of \$124,954.20. The primary reason for the generation of this invoice was a lack of documentation for St Elizabeth School's payment of the non-funded proportion of a project administered by LS International for the 2000 ERate Funding Year. St Elizabeth School needs additional time to obtain the documentation of the payment they made for these funding requests. After they have completed this process, if it turns out that payment still needs to be made, St Elizabeth School will compensate ERate for the 10% of the total amount or \$12,495.42.

In the interim, we would like to ask that St Elizabeth School's Red Light Status be removed so that they can file for ERate going forward.

Thank you once again for taking the time to consider this appeal for St Elizabeth School. Please let me know if you have any questions. Thank you very much for all of your help. We greatly appreciate your time, effort, patience and continued support.



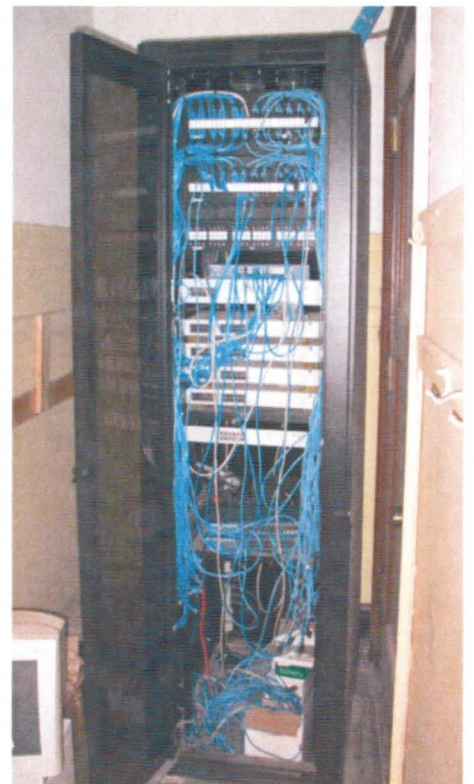
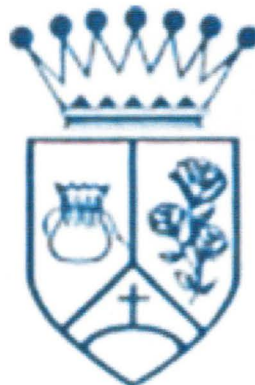
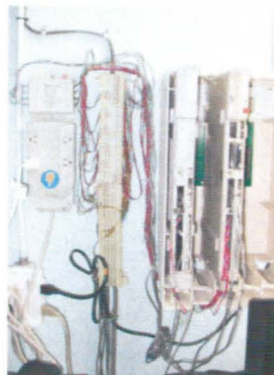
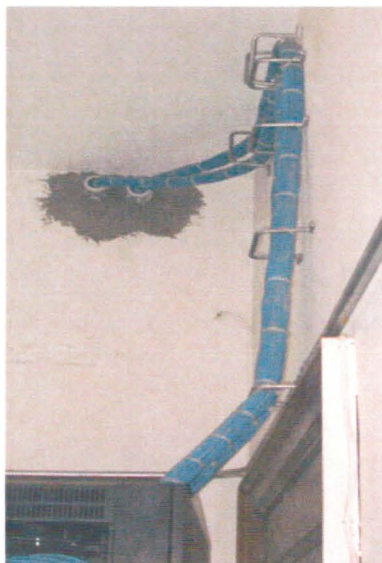
St Elizabeth School ERate Project Description

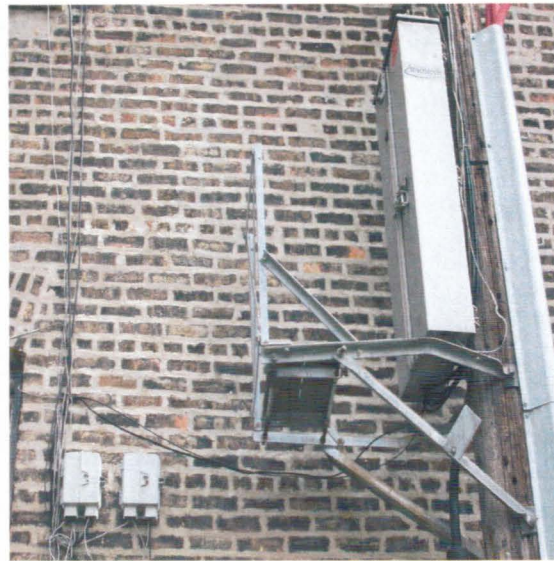
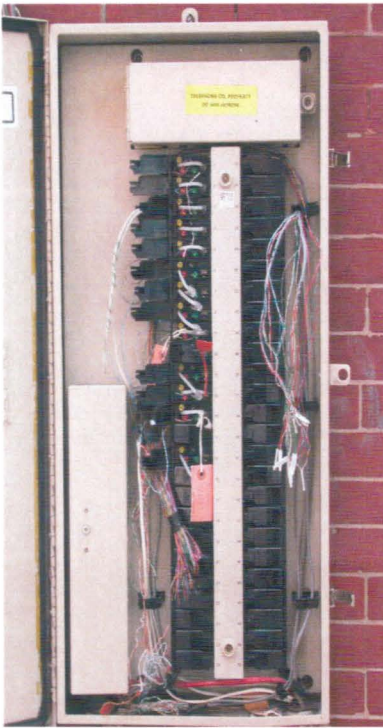
The project St Elizabeth School sought funding for in 2000 was to build a new internal telecommunications network for the school, including the following:

- ◆ Main Distribution Frame [MDF]
- ◆ Conduit & Raceway for 30 Classrooms and their computer lab
- ◆ Project Management, Installation, Configuration, & Implementation of all of the above

Main Distribution Frame

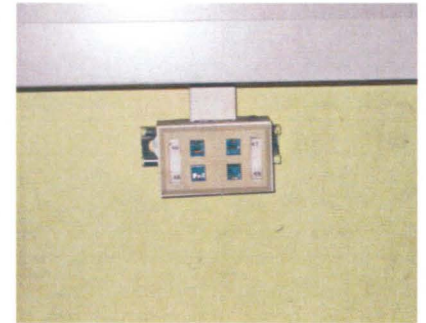
(MDF) - A room on the second floor was re-designed to become a completely dedicated space for the entire internal telecommunications infrastructure of St Elizabeth School. The room connects the internal equipment to their Service Providers' equipment. Demarcation points for their service provider are located outside and on the first floor, and LS International installed racks and cabinets for wire management of their network components including: 1) Servers, 2) Surge Protectors, & 3) Patch Panels. [The phone system switches are located in a different room closer to the Demarcation Points] LS International did a very thorough and professional job with this room and was successful in creating a focal point for the entire school's network.





Conduit & Raceway - In addition to establishing the Main Distribution Frame, LS International created the telecommunications infrastructure throughout the school building to deliver the internet service to each classroom. From the MDF

main conduit lines run the length of the ceiling of the hallways on each floor. Intersecting conduit brings the cable to the exterior of each classroom. The internal walls of the building are made of dual cinder blocks which had to be drilled through from the hallways into each classroom. Inside each classroom the raceway runs within molding where the hallway wall meets the ceiling, and then to a specific point in each room where the data jacks are located. The location of the data jacks were customized to fit the requirements that each teacher had for their classroom. Overall the strategy that they implemented did provide seamless access to the telecommunications infrastructure from each classroom, and it is apparent that LS International did a very thorough job with this project.





Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2000-2001

June 12, 2012

Stephen Weiss
Coleman Group Management Consulting
1343 North LaSalle Street
Suite 1400
Chicago, IL 60602

Re: Applicant Name: St. Elizabeth School
Billed Entity Number: 70985
Form 471 Application Number: 188132
Funding Request Number(s): 395292, 396132, 396477, 396977, 398515,
398745, 399025, 399277, 399572
Your Correspondence Dated: May 29, 2012

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2000 Demand Payment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 395292, 396132, 396477, 396977, 398515,
398745, 399025, 399277, 399572

Decision on Appeal: **Dismissed**
Explanation:

- After review of your letter of appeal and all pertinent documentation, it has been determined that the Demand Payment Letter dated March 19, 2012 which was the genesis of your appeal, is not an appealable document. As a result, your appeal is being dismissed.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC.

Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

CC: Maureen T. Carroll
St Elizabeth School
4052 S Wabash Ave
Chicago, IL 60653-2121



Schools and Libraries Division

Demand Payment Letter

FINAL REQUEST

(Funding Year 2000: July 1, 2000 - June 30, 2001)

March 20, 2012

Jim Taylor

LS International, Ltd.

5100 Academy Drive

Unit 400

- PAST DUE NOTICE -

THIS NOTICE PROVIDES IMPORTANT INFORMATION ABOUT YOUR
ACCOUNT AND YOUR RIGHTS AND OBLIGATIONS UNDER LAW

Re: SPIN: 143008533
Service Provider Name: LS International, Ltd.
Form 471 Application Number: 188132
Funding Year: 2000
Applicant Name: ST ELIZABETH SCHOOL
Billed Entity Number: 70985
Applicant Contact Person: Maureen T. Carroll
Payment Due By: 3/20/2012

You were previously sent a Demand Payment Letter informing you of the need to recover funds for the Funding Request Number(s) (FRNs) listed on the Funding Disbursement Recovery Report (Report) attached to this letter. You were also sent a Second Demand for Payment Letter on 12/29/2003. Our records indicate that you have not responded to either letter. As of 12/29/2003, the debt was past due and delinquent. The purpose of this letter is to give you a final opportunity to repay the debt and to inform of the repercussions associated with not repaying the debt.

THE FOLLOWING PROVISIONS CONTAIN IMPORTANT INFORMATION AND A DESCRIPTION OF LEGAL RIGHTS,
OBLIGATIONS, AND OPPORTUNITIES

1. Debtor is cautioned that failure to make the demanded payment or make other satisfactory arrangements will result in further sanctions, including, but not limited to, the initiation of proceedings to recover the outstanding debt, together with any applicable administrative charges, penalties, and interest pursuant to the provisions of the Debt Collection Act of 1982 (Public Law 97-365) and the Debt Collection Improvement Act of 1996 (Public Law 104-134), as amended (the DCIA), as set forth below.
2. If we do not receive full payment of the outstanding debt within 30 days of the date of this Letter (Demand Date), pursuant to the DCIA, you may incur additional charges and costs, and the debt may be transferred to the Commission and/or the United States Department of Treasury (Treasury) for debt collection. The FCC has determined that the funds are owed to the United States pursuant to the provisions of 31 U.S.C. § 3701 and 47 U.S.C. § 254. Because the unpaid amount is a debt owed to the United States, we are required by the DCIA to impose interest and to inform you what may happen if you do not pay the full outstanding debt. Under the DCIA, the United States will charge interest from the date of this notice, you will be

Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road, P.O. Box 902, Whippany, NJ 07981
Visit us online at: www.usac.org/sl

required to pay the administrative costs of processing and handling a delinquent debt as set by the Treasury (currently 18% of the debt), and you will be charged an additional penalty of 6% a year for any part of the debt that is more than 90 days past due. Interest on the outstanding debt (DCIA Interest) will be assessed at the published investment rate for the Treasury tax and loan accounts (Treasury Current Value of Funds Rate). If, however, you pay the full amount of the outstanding debt within 30 days of the Demand Date of this Letter, the DCIA Interest will be waived. These requirements are set out at 31 U.S.C. § 3717.

3. When we transfer the debt (to the Commission or later to the Treasury), you may be subject to other administrative proceedings. Your failure to pay the debt may be reported to credit bureaus (see 31 U.S.C. § 3711(e)), the debt will be considered for administrative offset (see 31 U.S.C. § 3716), the debt may be further transferred to collection agencies (see 31 U.S.C. §§ 3711 & 3718), and also the debt may be referred to the United States Department of Justice or agency counsel for litigation. In that situation, you may be subject to additional administrative costs that result from the litigation. Moreover, pursuant to 31 U.S.C. §3720 (B), a person owing an outstanding non-tax debt that is in delinquent status shall not be eligible for Federal financial assistance. You should be aware that the discharge of any portion of the debt may be reported to the Internal Revenue Service as potential taxable income.

4. Pursuant to the Commission's DCIA Order (FCC 04-72, released Apr. 13, 2004), the FCC will withhold action on any application or request for benefits made by an entity that is delinquent in its non-tax debts owed to the Commission, and shall dismiss such applications or requests if the delinquent debt is not resolved. The Commission has generally referred to this as the "Red Light Rule". This rule applies to the Schools and Libraries Universal Service Support Mechanism. The Fifth Report and Order (FCC 04-190, released Aug. 13, 2004), directed USAC to dismiss any outstanding requests for funding commitments if an entity has not paid the outstanding debt, or made otherwise satisfactory arrangements within 30 days. (See Fifth Report and Order at ¶ 42) Therefore, pursuant to the DCIA Order and the Fifth Report and Order, failure to make full payment, or arrangements for payment, within 30-days of the date of this letter may cause USAC to place you under the provisions of the Red Light Rule. For more information on the Red Light Rule, please see "Red Light Frequently Asked Questions (FAQs)" posted on the FCC website at http://www.fcc.gov/debt_collection/faq.html. In determining whether an entity is delinquent for purposes of the Red Light Rule, the Commission matches the FCC Registration Number of the applying entity to its database of debts; the applicant's FCC Registration Number will be linked to all other FCC Registration Number's associated with the same Taxpayer Identification Number (TIN). To obtain an FRN, go to the registration site <https://svartifoss2.fcc.gov/cores/CoresHome.html>

Opportunity of Inspection and Review

5. You have an opportunity to inspect and copy the invoices and the records pertinent to the debt. The Notification of Improperly Disbursed Funds Recovery Letter gave you the opportunity to appeal the validity of the debt.

Opportunity to Request Repayment Agreement

6. You have an opportunity to request a written repayment agreement (including a Promissory Note) to pay the full amount of the debt. In that case, however, you must first provide evidence that demonstrates financial inability to pay the debt in one payment. Your claim of financial inability to pay in one payment is subject to verification (see 31 C.F.R. § 901.8), and if your request is approved for further processing, you will be required to execute a written agreement suitable to the Commission. You should be aware that repayment agreements regularly impose a number of obligations on the debtor, including additional administrative charges,

Funding Disbursement Recovery Report
for Form 471 Application Number: 188132

Funding Request Number: 399277
Contract Number: LS2000 70985 #10
Services Ordered: INTERNET ACCESS
Billing Account Number: (773) 373-8640
Original Funding Commitment: \$12,375.00
Funds Disbursed to Date: \$10,312.50
Funds to be Recovered from Service Provider: ¹ \$4,124.99

Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN. FCC Order DA 12-241 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation it was determined that \$4,124.99 was erroneously disbursed for this funding request. A Beneficiary Audit found that the vendor did provide service for 10 months, but that four of the months were outside of the funding year. Although the service provider only provided service for six months that were within the funding year, they erroneously billed SLD for 10 months. As a result, SLD erroneously disbursed an amount of \$4,124.99. (\$1,145.83 x 4 months x 90 percent) Thus a recovery of erroneously disbursed funds is indicated for the \$4,124.99 that has been erroneously disbursed.

PLEASE SEND A COPY OF THIS PAGE WITH YOUR
CHECK TO ENSURE TIMELY PROCESSING

¹ Please note that if the Funds to be Recovered from the Service Provider is less than what was reported on the Notification of Improperly Disbursed Funds Recovery Letter or the 2nd Demand Payment Letter it is because you have partially repaid the debt or because the applicant has partially repaid the debt.

Demand Payment Letter

SECOND REQUEST

(Funding Year 2000: July 1, 2000 - June 30, 2001)

March 19, 2012

Maureen T. Carroll
ST ELIZABETH SCHOOL
4052 S WABASH AVE
CHICAGO, IL 60653 2121

- PAST DUE NOTICE -

**THIS NOTICE PROVIDES IMPORTANT INFORMATION ABOUT YOUR
ACCOUNT AND YOUR RIGHTS AND OBLIGATIONS UNDER LAW**

Re: Form 471 Application Number: 188132
Funding Year: 2000
Applicant's Form Identifier: St. E 2000-2001
Billed Entity Number: 70985
FCC Registration Number: 0006116685
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Service Provider Contact Person: Jim Taylor
Payment Due By: 3/19/2012

You were recently sent a Demand Payment Letter informing you of the need to recover funds for the Funding Request Number(s) (FRNs) listed on the Funding Disbursement Recovery Report (Report) attached to this letter. Our records indicate that you have not responded to the Demand Payment Letter.

As of 03/19/2012, the debt is past due and delinquent.

**THE FOLLOWING PROVISIONS CONTAIN IMPORTANT INFORMATION AND A DESCRIPTION OF LEGAL RIGHTS,
OBLIGATIONS, AND OPPORTUNITIES**

1. Debtor is cautioned that failure to make the demanded payment or make other satisfactory arrangements will result in further sanctions, including, but not limited to, the initiation of proceedings to recover the outstanding debt, together with any applicable administrative charges, penalties, and interest pursuant to the provisions of the Debt Collection Act of 1982 (Public Law 97-365) and the Debt Collection Improvement Act of 1996 (Public Law 104-134), as amended (the DCIA), as set forth below.

2. If we do not receive full payment of the outstanding debt within 30 days of the date of this Letter (Demand Date), pursuant to the DCIA, you may incur additional charges and costs, and the debt may be transferred to the Federal Communications Commission (Commission or FCC) and/or the United States Department of Treasury (Treasury) for debt collection. The FCC has determined that the funds are owed to the United States pursuant to the provisions of 31 U.S.C. § 3701 and 47 U.S.C. § 254. Because the unpaid amount is a debt owed to the United States, we are required by the DCIA to impose interest and to inform you what may happen if you do not pay the full outstanding debt. Under the DCIA, the United States will charge interest from the date of this notice, you will be

required to pay the administrative costs of processing and handling a delinquent debt as set by the Treasury (currently 18% of the debt), and you will be charged an additional penalty of 6% a year for any part of the debt that is more than 90 days past due. Interest on the outstanding debt (DCIA Interest) will be assessed at the published investment rate for the Treasury tax and loan accounts (Treasury Current Value of Funds Rate). If, however, you pay the full amount of the outstanding debt within 30 days of the Demand Date, the DCIA Interest will be waived. These requirements are set out at 31 U.S.C. § 3717.

3. When we transfer the debt (to the Commission or later to the Treasury), you may be subject to other administrative proceedings. Your failure to pay the debt may be reported to credit bureaus (see 31 U.S.C. § 3711(e)), the debt will be considered for administrative offset (see 31 U.S.C. § 3716), the debt may be further transferred to collection agencies (see 31 U.S.C. §§ 3711 & 3718), and also the debt may be referred to the United States Department of Justice or agency counsel for litigation. In that situation, you may be subject to additional administrative costs that result from the litigation. Moreover, pursuant to 31 U.S.C. § 3720 (B), a person owing an outstanding non-tax debt that is in delinquent status shall not be eligible for Federal financial assistance. You should be aware that the discharge of any portion of the debt may be reported to the Internal Revenue Service as potential taxable income.

Opportunity of Inspection and Review

4. You have an opportunity to inspect and copy the invoices and the records pertinent to the debt. The Notification of Improperly Disbursed Funds Recovery Letter constituted notice of your opportunity to appeal the validity of the debt.

Opportunity to Request Repayment Agreement

5. You have an opportunity to request a written repayment agreement (which includes a Promissory Note) to pay the full amount of the debt. In that case, however, you must first provide evidence that demonstrates financial inability to pay the debt in one payment. Your claim of financial inability to pay in one payment is subject to verification (see 31 C.F.R. § 901.8). If your request is approved for further processing, you will be required to execute a written agreement suitable to the Commission. You should be aware that repayment agreements regularly impose a number of obligations on the debtor, including additional administrative charges, audit obligations, and surety bond requirements. For more information on the obligations associated with repayment agreements, see "USAC Repayment Request Procedure"

<http://www.usac.org/fund-administration/contributors/paying-your-invoice/payment-extension-plans.aspx>.

If you desire to exercise any of the above described rights, you must do so in writing which must be delivered to and received at the address below within 30 (thirty) days of the Demand Date. Any required evidence must be submitted at the same time that you submit your request. Failure to provide the written request (and, as appropriate, the required evidence) within the stated time is a waiver of these opportunities.

You may notify us in writing by mail or facsimile transmission at the following address and telephone number:

Schools and Libraries Division - Program Compliance II,
Dept. 125 - Correspondence Unit,
100 South Jefferson Road,
Whippany, NJ 07981
Phone Number: 973-581-5395
Fax Number: 973-599-6582

If USAC has determined that both the applicant and the service provider are responsible for a program rule violation, then, pursuant to the Order on Reconsideration and Fourth Report and Order (FCC 04-181) (Fourth Report and Order), USAC will seek recovery of the improperly disbursed amount from BOTH parties and will continue to seek recovery until either or both parties have fully paid the debt. If USAC has determined that both the applicant and the service provider are responsible for a program rule violation, this was indicated in the Disbursed Funds Recovery Explanation on the Funding Disbursement Recovery Report.

If USAC is attempting to collect all or part of the debt from both the applicant and the service provider, then you should work with your service provider to determine who will be repaying the debt to avoid duplicate payment. Please note, however, that the debt is the responsibility of both the applicant and service provider. Therefore, you are responsible for ensuring that the debt is paid in a timely manner.

Please remit payment for the full Funds to be Recovered from Applicant amount shown in the Report. To ensure that your payment is properly credited, please include a copy of the Report with your check. Make your check payable to the Universal Service Administrative Company (USAC).

If sending payment by U. S. Postal Service or major courier service (e.g. Airborne, Federal Express, and UPS) please send check payments to:

Bank of America
c/o Universal Service Administrative Company (105056)
1075 Loop Road
Atlanta, GA 30337
Phone 404-209-6377

If you are located in the Atlanta area and use a local messenger rather than a major courier service, please address and deliver the package to:

Universal Service Administrative Company
P.O. Box 105056
Atlanta, GA 30348-5056
Phone 404-209-6377

Local messenger service should deliver to the Lockbox Receiving Window at the above address.

PAYMENT MUST BE RETURNED IMMEDIATELY.

Complete program information is posted to the SLD section of the USAC web site at www.usac.org/sl/. You may also contact the SLD Technical Client Service Bureau by e-mail using the "Submit a Question" link on the SLD web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Universal Service Administrative Company
Schools and Libraries Division

cc: Jim Taylor
LS International, Ltd.

**Funding Disbursement Recovery Report
for Form 471 Application Number: 188132**

Funding Request Number: 395292
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LSI200070985
Billing Account Number: (773) 373-8640
Site Identifier: 70985
Funding Commitment: \$30,600.00
Funds Disbursed to Date: \$30,600.00
Funds to be Recovered from Applicant:¹ \$30,600.00
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$30,600.00 must be recovered from this funding request. During an audit, the auditors examined the applicants disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicants response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$30,600.00, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

PLEASE SEND A COPY OF THIS PAGE WITH YOUR
CHECK TO ENSURE TIMELY PROCESSING

¹Please note that if the Funds to be Recovered from the Applicant is less than what was reported on the Notification of Improperly Disbursed Funds Recovery Letter or the 1st Demand Payment Letter, it's because you have partially repaid the debt or because the service provider has partially repaid the debt.

Funding Request Number: 396477
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985
Billing Account Number: (773) 373-8640
Site Identifier: 70985
Funding Commitment: \$1,620.00
Funds Disbursed to Date: \$1,620.00
Funds to be Recovered from Applicant:¹ \$1,620.00
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$1,620.00 will be rescinded from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$1,620.00, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 396132
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS200070985
Billing Account Number: (773) 37308640
Site Identifier: 70985
Funding Commitment: \$3,961.80
Funds Disbursed to Date: \$3,961.80
Funds to be Recovered from Applicant:¹ \$3,961.80
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$3,961.80 will be rescinded from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$3,961.80, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 398745
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985 #6 attachment B
Billing Account Number: (773) 373-8640
Site Identifier: 70985
Funding Commitment: \$22,500.00
Funds Disbursed to Date: \$22,500.00
Funds to be Recovered from Applicant:¹ \$22,500.00
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$22,500.00 will be rescinded from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$22,500.00, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 396977
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985
Billing Account Number: (773) 548-8640
Site Identifier: 70985
Funding Commitment: \$988.20
Funds Disbursed to Date: \$988.20
Funds to be Recovered from Applicant:¹ \$988.20
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$988.20 must be recovered from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$988.20, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 398515
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985 #5
Billing Account Number: (773) 373-8640
Site Identifier: 70985
Funding Commitment: \$3,600.00
Funds Disbursed to Date: \$3,600.00
Funds to be Recovered from Applicant:¹ \$3,600.00
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$3,600.00 will be rescinded from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$3,600.00, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 399025
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985 #9
Billing Account Number: 773 373-8640
Site Identifier: 70985
Funding Commitment: \$58,084.20
Funds Disbursed to Date: \$58,084.20
Funds to be Recovered from Applicant:¹ \$58,084.20
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$58,084.20 must be recovered from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$58,084.20, which has been disbursed.

FCC rules require applicants to pay the non-discount portion of the products or services purchased with universal service discounts. Applicants that do not pay the non-discount portion more than 90 days after completion of services have violated this rule. Consequently, the program rules have been violated. Since this violation was caused by an act or omission of the applicant, recovery will be sought from the applicant and not the service provider.

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Funding Request Number: 399572
Services Ordered: INTERNAL CONNECTIONS
SPIN: 143008533
Service Provider Name: LS International, Ltd.
Contract Number: LS2000 70985 #7
Billing Account Number: 773 373 8640
Site Identifier: 70985
Funding Commitment: \$3,600.00
Funds Disbursed to Date: \$3,600.00
Funds to be Recovered from Applicant:¹ \$3,600.00
Disbursed Funds Recovery Explanation:

The FCC received an appeal on your behalf to review USAC's decision of the aforementioned FRN(s). FCC Order DA 12-24 released February 22, 2012 denied the petitioner's request to review USAC's decision. USAC will continue to seek recovery for the following reason:

After a thorough investigation, it has been determined that the entire committed amount of \$3,600.00 will be rescinded from this funding request. During an audit, the auditors examined the applicant's disbursement records and noted that they did not pay their non-discounted portion of services as required. The applicant's response was that the school did not have the money when the invoice was received. The school did not receive any follow-up notification of the outstanding amount from LSI nor double-check the payment. However, the school had budgeted for this 10%. Program rules state: Applicants are required to pay the non-discount portion of the cost of the goods and services to their service provider(s). Service Providers are required to bill applicants for the non-discount portion. The Federal Communications Commission stated that requiring applicants to pay their share would ensure efficiency and accountability in the program. As a result of this violation, SLD will seek recovery of the entire committed amount of \$3,600.00, which has been disbursed.

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PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 12-24

Release Date: January 9, 2012

WIRELINE COMPETITION BUREAU SEEKS COMMENT ON WALNUT HILL TELEPHONE COMPANY REQUEST FOR REVIEW OF A DECISION BY THE UNIVERSAL SERVICE ADMINISTRATIVE COMPANY

WC Docket No. 08-71

Comment Date: February 8, 2012

Reply Comment Date: February 23, 2012

The Wireline Competition Bureau seeks comment on a request for review filed by the Walnut Hill Telephone Company (Walnut Hill) of a decision by the Universal Service Administrative Company concerning an audit of Walnut Hill's compliance with federal universal service high-cost program requirements. Walnut Hill seeks a waiver of the requirements of section 32.27(c) of the Commission's rules.¹

Interested parties may file **comments on or before February 8, 2012**, and **reply comments on or before February 23, 2012**. All pleadings are to reference **WC Docket No. 08-71**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS), or by filing paper copies.²

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

¹ Walnut Hill Telephone Company Request for Review of a Decision by the Universal Service Administrative Company Pursuant to Section 1.3, 32.18, 54.719 and 54.722 of the Commission's rules and Petition for Waiver of Section 32.27(c) of the Commission's Rules, WC Docket No. 08-71 (filed Dec. 22, 2011); 47 C.F.R. §§ 54.719(c) (Review of decisions issued by the Administrator), and 54.722 (Review by the Wireline Competition Bureau for request of review of a decision by the Administrator); 47 C.F.R. §§ 32.18 (Request for waiver by a telecommunications company of the provisions of Part 32 uniform system of accounts) and 32.27(c) (Commission rules related to services provided between a carrier and its affiliate).

² See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322 (1998).

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, D.C. 20554. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. The filing hours are 8:00 a.m. to 7:00 p.m. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, S.W., Washington D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

In addition, one copy of each pleading must be sent to each of the following:

- (1) The Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, www.bcpiweb.com; phone: (202) 488-5300 fax: (202) 488-5563;
- (2) Abdel Eqab, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-B431, Washington, D.C. 20554; e-mail: Abdel-Hamid.Eqab@fcc.gov; and
- (3) Charles Tyler, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-A452, Washington, D.C. 20554; e-mail: Charles.Tyler@fcc.gov.

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 488-5563, or via e-mail www.bcpiweb.com.

This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.³ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and arguments presented generally is required.⁴ Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission's rules.⁵

For further information, please contact Abdel Eqab, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

³ 47 C.F.R. §§ 1.1200 *et seq.*

⁴ See 47 C.F.R. § 1.1206(b)(2).

⁵ 47 C.F.R. § 1.1206(b).

- FCC -